

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF THE LOUISVILLE AND)	
JEFFERSON COUNTY METROPOLITAN SEWER)	CASE NO.
DISTRICT FOR APPROVAL TO ACQUIRE)	90-248
THE ASSETS OF FORDHAVEN, INC.)	

O R D E R

On August 23, 1990, the Louisville and Jefferson County Metropolitan Sewer District ("MSD") submitted an application for approval of the transfer of ownership of the Fordhaven Wastewater Treatment Plant.

Having considered the evidence of record and being otherwise sufficiently advised, the Commission finds that:

1. Fordhaven Wastewater Treatment Plant, a Class I wastewater treatment plant, is located in Jefferson County, Kentucky, and serves approximately 392 customers in the Fordhaven Subdivision of Jefferson County, Kentucky.¹

2. Fordhaven, Inc. ("Fordhaven"), a corporation organized under the laws of Kentucky, owns, manages, and operates the Fordhaven Wastewater Treatment Plant and is, therefore, a "utility" as defined by KRS 278.010(3)(f).

¹ Annual Report of Fordhaven Subdivision Sewer System for the year ended December 31, 1989, p. 11; 401 KAR 5:010, §9.

3. MSD is a public body corporate and political subdivision created for the purpose of providing adequate sewer and drainage facilities in and around Jefferson County, Kentucky. KRS 76.010.

4. MSD and Fordhaven have agreed to the transfer of ownership of the Fordhaven Wastewater Treatment Plant and all real property interest associated therewith to MSD.

5. KRS 278.020 requires Commission approval of the proposed transfer of ownership of the Fordhaven Wastewater Treatment Plant.

6. As of June 30, 1989, MSD had total assets of \$436,216,166 and total liabilities of \$42,690,879.

7. MSD has 81 employees holding wastewater treatment plant operating licenses to operate Class I wastewater treatment plants.

8. MSD has the financial, managerial, and technical abilities to provide reasonable utility service to the persons presently served by the Fordhaven Wastewater Treatment Plant.

IT IS THEREFORE ORDERED that:

1. The transfer of ownership of the Fordhaven Wastewater Treatment Plant to MSD is approved.

2. MSD shall file an executed copy of the agreement evidencing transfer of ownership with the Commission within 21 days of the date of this Order.

Done at Frankfort, Kentucky, this 24th day of September, 1990.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director